FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.
CRIMINAL APPLICATION NO. 3516 OF 2001.
IN
CRIMINAL APPEAL NO. 811 OF 2001 .

Haibut Malu Bhoir. ..Applicant.
vs.
Bandu Mangal Bhoir & ors. ..Respondents.

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders.	:	Court's or Judge's orders

---

Shri I.R. Kulkarni for the applicant.

CORAM: V.M.KANADE,J.
DATED: 9-3-2005.

P.C.:

1. Heard Shri Kulkarni for the applicant.

2. The applicant claims to be the uncle of the original complainant, who has preferred this criminal application for leave to file appeal against the judgment and order passed by the 2nd Ad hoc Assistant Sessions Judge, Kalyan. By the said judgment and order, the trial Court was pleased to acquit the respondent of the offences punishable under sections 376 and 506 of the Indian Penal Code.

3. It is an admitted position that the State had initiated the prosecution. Appeal against acquittal cannot be filed

by the original complainant or his relative. Appeal is therefore, not maintainable. Leave to file appeal is, therefore, refused.